

Affidavit of Publication

State of New Mexico
County of Eddy ss

Danny Fletcher being first duly
sworn on oath says

That he is the Publisher of the
Carlsbad Current-Argus a
newspaper published daily at the
City of Carlsbad in said county of
Eddy state of New Mexico and of
general paid circulation in said
county that the same is a duly
qualified newspaper under the laws
of the State wherein legal notices
and advertisements may be
published that the printed notice
attached hereto was published in the
regular and entire edition of said
newspaper and not in supplement
thereof on the date as follows to wit

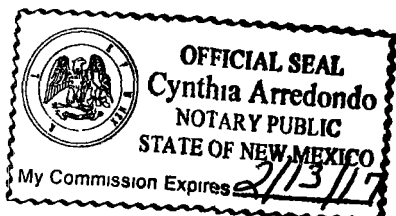
December 21 2016

That the cost of publication is
\$308.90 and that payment thereof
has been made and will be
assessed as court costs

Subscribed and sworn to before me
this 22 day of December 2016

My commission Expires 2/13/17

Notary Public



December 21 2016
STATE OF NEW MEXICO
ENERGY MINERALS
AND NATURAL
RESOURCES
DEPARTMENT
OIL CONSERVATION
DIVISION
SANTA FE NEW MEXICO

The State of New Mexico through its Oil Conservation Division hereby gives notice pursuant to law and the Rules and Regulations of the Division of the following public hearing to be held at 8:15 A.M. on January 5, 2017, in the Oil Conservation Division Hearing Room at 1220 South St. Francis Santa Fe, New Mexico before an examiner duly appointed for the hearing. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter or any other form of auxiliary aid or service to attend or participate in the hearing, please contact Florene Davidson at 505.476.3458 or through the New Mexico Relay Network at 1.800.659.1779 by December 26, 2016. Public documents including the agenda and minutes can be provided in various accessible forms. Please contact Florene Davidson if a summary or other type of accessible form is needed.

STATE OF NEW MEXICO TO
All named parties and persons having any right, title interest or claim in the following cases and notice to the public
(NOTE: All land descriptions herein refer to the New Mexico Principal Meridian whether or not so stated.)

To The Allar Company Brett K. Braken his heirs and devisees, Terry G. Braken, her heirs and devisees, H.M. Bettis, Inc. Charles D. Ray, his heirs and devisees, Lynn W. Ray, her heirs and devisees, MEC Petroleum Corporation, LHAH Properties LLC, W.T. Boyle & Company H-6 Holdings LLC, Edward K. Gaylord Jr. his heirs and devisees, TBO Oil & Gas, LLC, Monarch Oil & Gas, Inc., Jarvis Slade, his heirs and devisees, Pamela Ferrari, Slade, her heirs and devisees,

Hannigan Oil Properties Inc., Hanly Petroleum Inc., Standpipe Mountain LTD, Still water Investments, Paladino Inc., Murchison Oil and Gas Inc., Occidental Permian Limited Partnership, COG Production LLC, Thomas Family Limited Partnership, COG Acreage LP, BB Management LLC, Branex Resources Inc., Jim Whitehead Oil & Gas, LLC, EMG Oil Properties Inc., BID Group LLC, Permian Basin Investment Corporation, L.T. Capital LLC, Centennial, Catalyst Energy LLC, Billie J. Michaud Trustee of the Billie J. Michaud Revocable Living Trust dated 8/2/2006, Magic Merlin Energy Investment Kip Purcell, his heirs and devisees, Blue Ridge Energy LLC, Dave Wingo, his heirs and devisees, Crosswind Resources LLC, Peter Balog Trustee of the Balog Family Trust dated 8/15/2002, M Code LLC, Gross Family Ltd Partnership, RJ Fortune Investments LLC, Bearing Service & Supply Company Inc., Beachbums Energy LLC, Bane Bigbie, his heirs and devisees, J and J Energy LLC, A. Wayne Davenport, his heirs and devisees, Karen Davenport, her heirs and devisees, BF Energy LLC, Slash Four Enterprises, Inc., Guinn Family Properties LTD, Palsano Partners, Louis Hoffman, his heirs and devisees, Carl A. Morgan, his heirs and devisees, Gwenetta B. Morgan, her heirs and devisees, Pecos Petroleum Engineering, Inc., Richardson, Mineral & Royalty, LLC, RCB Investments, Long LLC, Candice Dellaney, her heirs and devisees, Dean Dellaney, his heirs and devisees, Valerie F. Walker, Trustee of the Jack V. Walker Revocable Trust, UTA dated 5/21/1981, Engwall Living Trust, Primero Operating Inc., Clyde McKee, his heirs and devisees, Jeffery T. Scott, his heirs and devisees, Southern Comfort 25 Southwest Petroleum Land Services, Ham Smith Realty Inc., Marvin C. Gross, his heirs and devisees, Stovall Energy LTD, J Energy LLC, Donald Wenner, his heirs and devisees, OXY USA Inc., Judah Oil LLC, Levi Oil and Gas LLC, Steven

Engwall, his heirs and devisees, Larry Engwall, his heirs and devisees, LML Working Properties LLC, Robert K. Leonard, his heirs and devisees, Mitchell Exploration Inc., Frank S. Morgan, his heirs and devisees, Robin L. Morgan, her heirs and devisees, Strata Production Company, Murphay Petroleum Corporation, James K. and Martha M. Lusk Trust, Mark L. Shidler, his heirs and devisees, Mitzi Shidler, her heirs and devisees, Kitchel Estate, Exempt Trust, f/b/o Ward N. Adkins Jr., Zeuz Petroleum Inc., John Donnellan, his heirs and devisees, Gail Donnellan, her heirs and devisees, Desert Holding LLC, Brenda Waltrip, her heirs and devisees, James Schultz, his heirs and devisees, and Mator Production Company.

Case No. 15594, Amended Application of BC Operating Inc. Crown Oil Partners V, Crump Energy Partners and Nadel and Gussman Permian LLC for a non standard spacing and proration unit and compulsory pooling Eddy County, New Mexico. Applicant in the above styled cause seeks an order (1) creating a 160-acre more or less, non standard spacing and proration unit comprised of the SE/4 of Section 25, Township 24, South, Range 28 East, NMPM, Eddy County, New Mexico and (2) pooling all uncommitted interest owners in the Wolfcamp information (WC Salt Draw Wolfcamp, (G) Pool (Pool Code 97721)) underlying the SE/2 of Section 36, and the proposed non standard spacing and proration unit comprised of the SE/4 of Section 25 to form a non standard 480-acre spacing and proration unit for the proposed horizontal well. Said non standard unit is to be dedicated to apply to the proposed 25 State Com. X #2H Well which will be drilled horizontally from the NE/4, SE/4 (Unit I) of Section 25 to a non standard, bottomhole location in the SE/4, SE/4 (Unit P) of Section 36. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision design, operation of BC Operating Inc. as operator of the well and a 200% charge for risk involved in drilling said well. Said area is located approximately 10 miles southwest of Carlsbad, New Mexico.

BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Exhibit No. 5 - Case No. 15594
Submitted by BC Operating, Inc.
Hearing Date February 2, 2017